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AT SEATTLE
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WESTERN DISTRICT OF WASHINGTON
DEPUTY



11-CV-01268-ORD

6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

8 DENNIS FLORER,

9 Plaintiff,

10 v.

11 SUE COLLINS, *et al.*,

12 Defendants.

Case No. C11-1268-JLR

ORDER OF DISMISSAL

13
14 The Court, having reviewed defendants' motion to dismiss, plaintiff's motion to amend,
15 the papers filed in support of and in opposition to the motions, the Report and Recommendation
16 of the Honorable Brian A. Tsuchida, United States Magistrate Judge, and ~~any objections or~~ *Plaintiff's Objections to*


QAR (Dkt 27)
17 ~~responses to that~~, and the remaining record, finds and Orders as follows:

- 18 1. The Report and Recommendation is ADOPTED;
- 19 2. Plaintiff's motion to amend (Dkt. 16) is GRANTED and the amended complaint
20 is FILED (Dkt. 16-1), but plaintiff's request to further amend the complaint (Dkt.
21 19) is DENIED as futile;
- 22 3. Defendants' motion to dismiss (Dkt. 15) is GRANTED and this matter is
23 DISMISSED **without** prejudice for failure to state a claim upon which relief may
be granted, for lack of ripeness, and for failure to exhaust administrative remedies

1 as required by the Prison Litigation Reform Act of 1995 ("PLRA"), 42 U.S.C. §
2 1997e(a);

3 4. The Clerk shall send a copy of this Order to the parties and to Judge Tsuchida.

4 DATED this 3rd day of February, 2012.

5 
6 JAMES L. ROBART
7 United States District Judge
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